



03-01-04

RCE 2800

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box Issue Fee  
Washington, DC 20231

Application Number	09/866,205
Filing Date	May 25, 2001
First Named Inventor	Shea CHEN, et al.
Group Art Unit	2833
Examiner Name	Renee S. LUEBKE
Attorney Docket No.	004578.1123

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other:
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other:

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.117(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-0384
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ \$1,123.00 Large Entity Status (including \$770.00 filing fees; \$258.00 an additional claim fee, and \$110.00 Extension Fee), charged to Baker Botts Deposit Acct. No. 02-0384).
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Bradley P. Williams	Registration No. (Attorney/Agent)	40,227
Signature		Date	February 27, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service via Express Mail EV 193169874 US in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office shown below.

Name (Print / Type)	Willie Jiles	Date	February 27, 2004
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

DAL01:783243.1

The PRO did not receive the item listed item(s) a check \$ 1123.00

03/03/2004 CNGUYEN 00000087 020384 09866205

770.00 DA 01 FC:1801



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shea CHEN, et al.  
Serial No.: 09/866,205  
Filing Date: May 24, 2001  
Examiner: Renee S. LUEBKE  
Title: *Membrane for Micro-Electro-Mechanical Switch, and  
Methods of Making and Using It*

**BOX RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**"EXPRESS MAIL"**

Express Mailing Label Number  
EV 32345307 US  
Date of Deposit February 27, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Willie Jiles*

Willie Jiles

**REQUEST FOR CONTINUED EXAMINATION**

In response to the Office Action mailed February 5, 2004, Applicants respectfully request continued examination of this application so that the Examiner may reconsider the rejection of the claims in view of the following amendments and remarks.

03/03/2004 CNGUYEN 00000087 020384 09866205

03 FC:1201 258.00 DA